

**MINUTES OF THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

August 8, 2000

DIVISION ONE

B140474 People (Not for Publication)
v.
Ana Tamimi

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Ortega, J.

B135449 People (Not for Publication)
v.
Danny Fabricant

The court's order denying appellant's motion to withdraw the plea is affirmed.

Aragon, J. (Assigned)

I concur: Spencer, P.J.
I concur in the judgment only: Vogel (Miriam A.), J.

B130390 People
v.
Brown

Filed order vacating submission order of May 23, 2000. Due to retirement of one panel member, new panel is Presiding Justice Vaino Spencer, Associate Justice Miriam Vogel and Judge Conrad Aragon (Assigned). Cause resubmitted.

August 8, 2000-Continued

DIVISION ONE (Continued)

B130390 People
 v.
 Brown

(Not for Publication)

The judgment is affirmed.

Aragon, J. (Assigned)

We concur: Spencer, P.J.
Vogel (Miriam A.), J.

DIVISION THREE

B121546 People (Not for Publication)
v.
Perez et al.

The matter is remanded to the trial court, the Honorable William R. Pounders, for further proceedings in accordance with this opinion. In all other respects, the judgments are affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

[illegible]

The judgment is affirmed.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

August 8, 2000-Continued

DIVISION THREE (Continued)

B140727 Gloria E. (Not for Publication)
v.
S.C.L.A.
D.C.F.S.

The petition is denied.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B141552 Susan S. (Not for Publication)
v.
Superior Court, Los Angeles County
(L.A. County Department of Children & Family Services, r.p.i.)

Petition denied by opinion.

Kitching, J.

We concur: Croskey, Acting P.J.
 Aldrich, J.

B129784 Gamido (Not for Publication)
v.
City of Los Angeles

The judgment is affirmed. Each party to bear their own costs.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B105444 Kasha et al.
v.
Brandon, etc., et al.

Filed order denying petition for rehearing.

B132769 People (Not for Publication)
v.
Ackerson

The judgment is affirmed in all respects except that the orders directing appellant to pay restitution fines pursuant to section 1202.4 in the amounts of \$10,000 and \$200 are reversed. The matter is remanded to the trial court for further proceedings consistent with this opinion.

Curry, J.

We concur: Hastings, Acting P.J.
Rubin, J. (Assigned)

B133307 People (Not for Publication)
v.
Sutton

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Curry, J.

DIVISION FOUR (Continued)

B134678 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Diana S.

The restraining orders are reversed.

Hastings, J.

We concur: Epstein, Acting P.J.
Curry, J.

B135251 Los Angeles County, D.C.F.S. (Not for Publication)
v.
Cassandra D.

The orders of the juvenile court are affirmed.

Curry, J.

We concur: Hastings, Acting P.J.
Rubin, J. (Assigned)

B139032 Angelo O. (Not for Publication)
v.
Superior Court, Los Angeles County
(D.C.F.S., r.p.i.)

Petition denied by opinion.

Curry, J.

We concur: Hastings, Acting P.J.
Rubin, J. (Assigned)

DIVISION FOUR (Continued)

B139447 Veronica M. (Not for Publication)
 v.
 Superior Court, Los Angeles County
 (D.C.F.S., r.p.i.)

Petition denied by opinion.

Curry, J.

We concur: Hastings, Acting P.J.
 Rubin, J. (Assigned)

DIVISION FIVE

Court convened at 8:00 A.M.

Present: Turner, P.J., Grignon, J., Armstrong, J. and J. Belcher, Deputy Clerk.

Each of the following:

B135306 People v. Clayburn

Argument waived, cause submitted.

Court recessed.

Court reconvened at 9:00 A.M.

Present: Turner, P.J., Grignon, J., Armstrong, J. and J. Belcher, Deputy Clerk.

DIVISION FIVE (Continued)

Each of the following:

B138809 People v. Robert C.
B136450 People v. Telfair
B139190 D.C.F.S. v. Toni R.
B138626 In re Migena M.
B135656 People v. Johnson
B136814 D.C.F.S. v Vivian L.
B136257 People v. Davis
B141758 D.C.F.S. v. Sandra G.

Argument waived, cause submitted.

B133903 Sugrue
 v.
 Walters

Appellants submitted letter this date advising the court that the parties have reached a settlement and requested a continuance. Court submitted matter with order stating the opinion will not be issued for 30 days.

B133178 Charles Nassif et al.
 v.
 William Harmon

Merits:

Argued by Kay K. Otani for appellants and by William J. Harmon respondent in pro per. Cause submitted.

Court recessed at 9:35 A.M.

DIVISION FIVE (Continued)

Court reconvened at 11:00 A.M.

Present: Turner, P.J., Armstrong, J., Godoy Perez, J. and J. Belcher, Deputy Clerk.

Each of the following:

B137164 D.C.F.S. v. Susan M.

B137499 People v. Barron

B137367 People v. Campbell

B138286 D.C.F.S. v. Daron D.

B130090 People v. Gupta

Argument waived, cause submitted.

B138233 People
 v.
 Armando Carbajal

Merits:

Argued by Joanna McKim for appellant and by Susan Sullivan Pithey, deputy attorney general, for respondent. Cause submitted.

B131489 People
 v.
 Isiah Caldwell

Merits:

Argued by William L. Heyman for appellant and by Thomas C. Hsieh for respondent. Cause submitted.

The court recessed at 11:20 A.M.

DIVISION FIVE (Continued)

The court reconvened at 1:05 P.M.

Present: Turner, P.J., Armstrong, J., Godoy Perez, J. and J. Belcher, Deputy Clerk.

B137753 Kenneth Noel Gullekson
 v.
 City of Glendale

Merits:

Argued by Vivien Cienfuegos Ide, deputy city attorney, for respondent. Appellant Gullekson appeared for argument, but was detained by California Highway Patrol for outstanding warrant prior to argument. Cause submitted.

B136357 Insurance Company of the West
 v.
 Midvale Associates Ltd., et al.

Merits:

Argued by William R. Potter for appellant and by Glen L. Kulik for respondents. Cause submitted.

B134871 Arthur L. Valdez et al.
 v.
 County of Los Angeles

Merits:

Argued by Charles H. Pomeroy for appellants and by Judy W. Whitehurst, deputy city attorney, for respondent. Cause submitted.

B134876 Sheela R. Bhatia
 v.
 County of Los Angeles

Merits:

Argued by Ram S. Bhatia, in pro per, for appellant. Respondent waived oral argument. Cause submitted.

DIVISION FIVE (Continued)

Court recessed at 2:25 P.M.

B133847 People
 v.
 Song

Filed order denying petition for rehearing.

B130688 People
 v.
 Broomfield

Filed order denying petition for rehearing.

B134355 Martha-Helen Prince
 v.
 Joy V. McCarthy

Filed order denying petition for rehearing.

B127756 People
 v.
 Moss

Filed order denying petition for rehearing and/or modification.

B136903 Retirement Housing Foundation
 v.
 NationsBank, M.A. (Carolinas), Inc.

Filed order denying petition for rehearing and request for publication.

DIVISION FIVE (Continued)

B136519 People
v.
Samnang Chea

Filed order denying petition for rehearing.

DIVISION SIX

[illegible]

The judgment is modified to strike the one-year enhancement imposed under Penal Code section 12022, subdivision (b)(1). The superior court is directed to amend the abstract of judgment accordingly and forward a copy to the Department of Corrections. As so modified, the judgment is affirmed.

Coffee, J.

We concur: Yegan, Acting P.J.
Perren, J.

B130326 People (Not for Publication)
v.
Grace

The judgment is affirmed.

Gilbert, P.J.

We concur: Yegan, J.
Coffee, J.

DIVISION SEVEN

B123823 People
 v.
 Mitchell

Filed order modifying opinion. Petitions for rehearing are denied. (No change in the judgment)

B141695 Southwest Museum
 v.
 Farquhar
 McNulty

B141771 Copeland
 v.
 Farquhar
 McNulty

Filed order consolidating above captioned appeals.